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8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 ALVARO GAMALIEL COTA,

14 Defendant.

Case No. 15cr2249-MMA

**AMENDED ORDER OF  
CRIMINAL FORFEITURE**

[Doc. No. 33]

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16 On October 23, 2015, this Court entered its Preliminary Order of Criminal  
17 Forfeiture, which condemned and forfeited to the United States all right, title and  
18 interest of ALVARO GAMALIEL COTA ("Defendant") in the properties listed in  
19 the Forfeiture Allegations of the Information, namely,

- 20 (1) **Approximately \$160,000.00 in U.S. currency; and**  
21 (2) **a 2008 Ford Edge with CA License Plate No. 6RAS011,**  
22 **VIN No. 2FMBDK39C48BB12980; and**

23 For thirty (30) consecutive days ending on November 28, 2015,  
24 the United States published on its forfeiture website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of  
25 the Court's Order and the United States' intent to dispose of the properties in such  
26 manner as the Attorney General may direct, pursuant to 21 U.S.C. § 853(n) and  
27 Rule G(4) of the Supplemental Rules for Admiralty or Maritime Claims and Asset  
28 Forfeiture Actions, and further notifying all third parties of their right to petition the

1 Court within thirty (30) days of the final publication for a hearing to adjudicate the  
2 validity of their alleged legal interest in the properties.

3 On October 29, 2015, Notice of Order of Forfeiture was sent by FedEx  
4 as follows:

<u>Name and Address</u>	<u>Article No.</u>	<u>Result</u>
6 Ana Martha Prieto-Lona 7 49612 Phoenix Avenue Coachella, CA 92236	774855508508	Marked as delivered on 11/3/2015.

8 Thirty (30) days have passed following the final date of notice by publication  
9 and notice by FedEx, and no third party has made a claim to or declared any interest  
10 in the forfeited properties described above.

11 Accordingly, **IT IS HEREBY ORDERED, ADJUDGED AND DECREED**  
12 that, as a result of the failure of any third party to come forward or file a petition for  
13 relief from forfeiture as provided by law, all right, title and interest of ALVARO  
14 GAMALIEL COTA and any and all third parties in the following properties are  
15 hereby condemned, forfeited and vested in the United States of America:

- 16 (1) **Approximately \$160,000.00 in U.S. currency; and**  
17 (2) **a 2008 Ford Edge with CA License Plate No. 6RAS011,**  
18 **VIN No. 2FMBDK39C48BB12980; and**

19 IT IS FURTHER ORDERED that any and all interest of the following persons  
20 and entities are specifically terminated and forfeited to the United States of America  
21 as to the above-referenced properties:

22 Ana Martha Prieto-Lona,

23 IT IS FURTHER ORDERED that costs incurred by the U.S. Immigration and  
24 Customs Enforcement ("ICE") and any other governmental agencies which were  
25 incident to the seizure, custody and storage of the properties be the first charge  
26 against the forfeited properties.

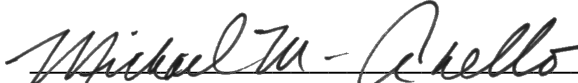
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1 IT IS FURTHER ORDERED that ICE shall dispose of the forfeited properties  
2 according to law.

3 **IT IS SO ORDERED.**

4 DATE: January 4, 2016

  
HON. MICHAEL M. ANELLO  
United States District Judge